

GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

SUITS –LA – AMRP – Nalgonda District - O.P.No.63/2000 and batch of (15 O.Ps) pertaining to Chalakurthy (V) of Nalgonda Mandal and District - Sanction of decretal amount of Rs.86,88,851/- Orders Issued.

IRRIGATION & CAD (PW.LA.III.A2) DEPARTMENT

G.O.RT.NO.573

DATE: 25.07.2008

Read:

From the Spl.CS to Govt & CCLA, AP, Hyderabad Lr.No.G3/234/2008
dated 17.03.08 along with the proposal of the Spl.Collector, LA, Nalgonda.

O R D E R:

The Special Chief Secretary & Chief Commissioner of Land Administration, Andhra Pradesh, Hyderabad has submitted proposal for sanction of decretal charges in respect of O.P.No.63/2000 and batch of (15 O.Ps) pertaining to Pangal (Village) of Nalgonda Mandal and District. The then SDC/LAO, Unit-II, G.V.Gudem, Nalgonda had acquired patta land for an extent of Ac.72.29 Gts in the limits of Chalakurthy (V) for excavation of Flood Flow Canal by paying compensation Rs.21,000/- per acre vide Award No.1/99-2000, dt:21.04.99. Aggrieved with the amount of compensation paid, some of the Awardees sought references u/s18 of L.A.Act and Civil Court having original jurisdiction enhanced the compensation from Rs.21,000/- to Rs.1,00,000/- per acre under L.A.Act. The High Court has disposed the case fixing the Market value at Rs.90,000/- with all statutory benefits. The Supreme Court has also disposed the case on 10.07.2007.

2) After careful examination of the matter, Government hereby accord administrative sanction for an amount of **Rs.86,88,851/- (Rupees Eighty six lakhs eighty five thousand eighty hundred and fifty one only)** towards decretal charges in respect of O.P.No.63/2000, 73/2000, 61/2000, 69/2000, 65/2000, 67/2000, 72/2000, 79/2000, 64/2000, 68/2000, 70/2000, 62/2000, 66/2000, 58/1999, 71/2000 & 60/2000 (total 16 O.Ps) pertaining to Chalakurthy (V) of Nalgonda Mandal and District subject to verification whether the reference under section 18(1) of the L.A.Act is made to the Lower Court after following all the guidelines/directions on the subject and in case it is detected that Section 18 reference was made contrary to the rules/guidelines issued by the Government/ Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad immediate action should be taken to recover the loss sustained by the Government from the staff concerned and filing of restitution petition and also subject to confirmation of the Chief Engineer as to the extent of land acquired. Further, the Special Collector should verify the calculations made by the Land Acquisition Officer once again thoroughly with reference to the decree and instructions issued by the Government/Special Chief Secretary to Government and Chief Commissioner for Land Administration, Andhra Pradesh, Hyderabad on the subject from time to time duly deducting the Income Tax as per rules before depositing the amount in Lower court.

(pto)

3) The Special Collector, LA, Nalgonda District is directed to follow the directions issued by the Hon'ble High Court on 30.04.2007 in W.P.No.2181 of 2005 in disbursement of the above sanctioned decretal charges to the rightful claimants in respect of O.P.No.63/2000 and batch of (15 O.Ps) for avoiding intervention of the middlemen.

4) The expenditure sanctioned in para (2) above shall be debitable to following Head of Account under "4701 – Capital outlay on Major and Medium Irrigation–01 – Major Irrigation (Commercial) – M.H.125 – SLBC – SH (27) – Canals and Distributaries – 530 – Major works - 532 (charged). In case, the available budget provision is not sufficient to meet the present requirement, the expenditure shall be met initially by way of advance from contingency fund subject to surrendering an equal amount from voted grant.

5) This order issues with the concurrence of Finance (Works&Projects) Department vide their U.O. No.SP.9125/Fin.A(1)/2008-1, dated 17.07.2008.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ADITYA NATH DAS
SECRETARY TO GOVERNMENT

To
The Spl. Chief Secretary to Government & CCLA, A.P., Hyderabad.
The Special Collector, LA, Nalgonda District.
The District Collector, Nalgonda District
The Engineer-in-Chief, Irrigation, Erramanzil, Hyderabad.
The Land Acquisition Officer & SDC, LA Unit, Nalgonda Dist.
The Director of Works Accounts, Hyderabad.
Copy to: P.S. to Minister (M& MI).
Finance (W&P) Department/File C.No.12724/LA-III(A2)/2008.
SF/SCs

//FORWARDED::BY ORDER//

SECTION OFFICER